IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

WEDNESDAY, THE 2ND MAY 2007 / 12TH VAISAKHA 1929

WA.No. 1159 of 2007()

AGAINST THE JUDGEMENT IN WPC.7852/2007 Dated 12/04/2007
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APPELLANT: PETITIONER

V.ABDUL KHADER, S/O. KUTTIALI,
VAKKAYIL HOUSE, KARALMANNA P.O.

BY ADV. SRI.PHILIP T.VARGHESE
SRI.THOMAS T.VARGHESE

RESPONDENTS: RESPONDENTS
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1. GENERAL MANAGER,
AUTHORISED OFFICER, THE CHERUPLASSERY CO-OPERATIVE URBAN BANK LTD. NO.1696, CHERUPLASSERY P.O.

2. THE CHERUPLASSERY CO-OPERATIVE URBAN BANK LTD. NO.1696, REPRESENTED BY ITS GENERAL MANAGER, CHERUPLASSERY.

BY SRI.V.K.BALACHANDRAN

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 02/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.RAMKUMAR & T.R.RAMACHANDRAN NAIR, JJ.

W.A. No. 1159/2007

Dated this 2nd day of May, 2007

O R D E R

V.Ramkumar, J.

We heard the learned counsel for the appellant/petitioner and the learned counsel for the respondents.

2. As agreed to by both sides, the appellant shall remit a sum of Rs. One Lakh on or before 31.5.2007 and Rs. One Lakh each thereafter before the end of the succeeding months until the entire liability of rupees eleven lakhs is wiped off. The last instalments shall cover the interest due on the total amount. If the appellant commits default of any one of the instalments, this facility will stand re-called in which event the appellant will be liable for the entire amount in one lumpsum together with the statutory penalties.

The appeal is disposed of as above.

V.RAMKUMAR,
JUDGE

T.R.RAMACHANDRAN NAIR
JUDGE

mrcs